

## **EXHIBIT B**

ERIE COUNTY  
CENTRAL POLICE SERVICES  
FORENSIC LABORATORY

45 Elm Street  
Buffalo, New York 14203-2600  
(716) 858-7409

## REQUEST FOR LABORATORY EXAMINATION

SUBMITTING AGENCY:

PCT./BUREAU:

INVESTIGATING OFFICERS:

BPD

Housing

1.) C. Krucy

SUBMISSION DATE:

CASE NUMBER:

CD NUMBER:

2.)

2/5/11

11-0350993

BUSINESS PHONE:

E-MAIL ADDRESS:

CHARGES: PL 3245

DATE &amp; TIME OF OCCURRENCE: 2/4/11 2255

CHECK IF APPLICABLE: ( ) SALE OF CONTROLLED SUBSTANCES (X) POSSESSION ONLY OF CONTROLLED SUBSTANCES

CONTROLLED SUBSTANCE(S) suspected to be: ~~Subst~~ UNKNOWN

DEFENDANT(S): (last name, first name)

COMPLAINANT/VICTIM(S): (last name, first name)

1. Roshada, Daniel, A
- 2.
- 3.
- 4.

1. Sony
- 2.
- 3.
- 4.

GOVERNMENT  
EXHIBIT  
34A

ITEM NO.	DESCRIPTION OF EVIDENCE:	WHERE OBTAINED:	CPS NO.
①	① Blue, oval shaped pill	① Defs pocket	1 2/7/11 kdb
②	② Blue, oval shaped pill	② By ECHC Defs, on def's person	

ANALYSIS REQUESTED: unsure what is inside pills, unable to ascertain at the time of arrest

DO NOT WRITE  
IN SHADED AREAS

COMMENTS:

THIS SIDE TO BE COMPLETED BY THE SUBMITTING OFFICER

SUBMITTED BY:

W. Rezobek

SIGNATURE

PRINT NAME:

W. Rezobek

LOCKER NO.:

036

DATE/TIME SUBMITTED:

2/5/11

0015

By signing this form you acknowledge that the  
laboratory will select the appropriate methods of  
analysis.

THIS SIDE FOR LABORATORY USE ONLY

RECEIVED:



Sealed

envelope



Unsealed



Received with cross outs

DATE/TIME REC'D:

020511

0944

RECEIVED BY:

CPS  
LAB

1100897

LAB. NO.:

SUBMISSION #:

I

PAGE #:

1 OF 1

DCPSL-2

Issued by John P. Simich, Ph.D.

Issue date: April 17, 2010

CPS-F-378  
Revision 10-00  
Page 1 of 1

## Erie County Central Police Services

## Forensic Laboratory - Analysis Report

Agency : Buffalo Police Department

Pct./Bureau: Housing

Case Names : Roshado, Daniel A - Defendant

Lab. No. : 11-00897

Case No.: 11-0350993

Date Received : 2/5/2011

REF NO. :

Date of Report : 2/7/2011

Inv. Officer(s) : C. Krug

Report Number 1

**Item 1** One submitted sealed envelope with capsule(s) or caplet(s). Received 2 capsules imprinted ZOLLER.  
Submitted as BPD Item #1&2.

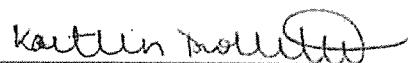
**Tests/Conclusions**

The physical and design characteristics of the submitted exhibit(s) were compared versus labels and/or reference sources. Pharmaceutical information indicates that no controlled substances are present. Pharmaceutical information indicates that the exhibit(s) contain caffeine, herbs, and niacin, non-controlled substances.

This report may contain the conclusions, opinions and/or interpretations of the analyst whose signature appears on the report.

This report does not constitute the entire case record, which may include worksheets, images, analytical data, and other documents.

I affirm that I conducted the analysis described herein.

  
Forensic Chemist II  
Kaitlin Drollette

CC: ADA M. Smith, BCC  
Docket#11ER1775M  
Needed by 02/24/11

P/14

BPD

## SHERIFF'S DEPARTMENT

Redacted

73

## ERIE COUNTY HOLDING CENTER

BUFFALO, NEW YORK

240436

## PRISONER'S PROPERTY RECEIPT

CELL NO.:

DATE:

2-4 20 11

NAME:

RASHADA

DANIEL A

CASH ON DEPOSIT

ARTICLES:

ZERO

\$

HAT

IPOD w/ HEADPHONES

CELL PHONE w/ CASE

TRANSIT PASS w/ SCHEDULE

ID TAG -

KEYS

WATCH

NECKLACE

BELT

Permission to open my mail is hereby granted.

INMATE

SEARCHED:

SS

DEPUTY

APPROVED:

M1

DEPUTY

FB-3150 ECHC (Rev. 3/06)

00001302

034 / 1



RICI #: 10132154

Caution Indicator: 157

BUFFALO POLICE DEPARTMENT

ARRESTING/BOOKING REPORT

Agency Case #: 11-01333-18 (A)

Report Date: 02/05/2011 02:41

Report Printed By: LAWSON, MARGARET

## PERSON INFORMATION

NAME: RASHADA, Daniel A

DOB: Redacted 1973 AGE: 38 SEX: Male

RACE: Black

HEIGHT: 6'01 WEIGHT: 200 BUILD: Medium

ETHNICITY: Non-Hispanic SS # Redacted 3715

HAIR COLOR: Bald

HAIR TYPE: Bald

EYE COLOR: Brown

EYE DEFECTS:

FACE: Full

SKIN TONE: Dark

FACIAL FEATURES: Moustache

DISABILITY:

SCARS/MARKS/TATTOOS:

ADDRESS: Redacted NY US

HOME TELEPHONE: Redacted 0151

MARITAL STATUS: Single (never married)

EDUCATION: 02 CITIZEN OF: US

PLACE OF BIRTH:

RELIGION: Protestant

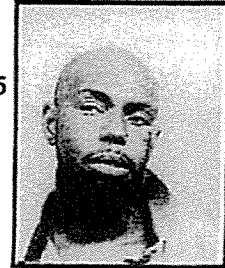
DRIVERS LICENSE #:

LICENSE STATE:

NYSID #: 09828354-N

FBI #:

MUG #: 285503



## ARREST/OFFENSE INFORMATION

INCIDENT #: 11-0350993 ARREST TYPE: CIP - Crime in Progress

ARRESTING AGENCY: BUF

STATUS AT ARREST: Held

ARREST DATE/TIME: 02/04/2011 23:00

CONDITION AT ARREST:

ARRESTING OFFICER: KRUG, COREY

ASSISTING OFFICER: REZABEK, William

ADDRESS OF ARREST: 68 BISSIELL, BUFFALO NY US

PRIMARY ARREST CHARGE: PL 195.05 OBSTRUCT GOVERNMENTL ADMIN-2ND AM

ATT: N

## BOOKING INFORMATION

CJTN #: 64645918-Y

BOOKING STATUS: Normal

BAIL:

BOOKING START DATE/TIME: 02/04/2011 23:35

BOOKING END DATE/TIME: 02/05/2011 00:08

ITEM(S) SEIZED AT ARREST:

ARRAIGNMENT COURT: NY014011J CITY OF BUFFALO

BOOKING COMMENTS: def matched description of suspect with a gun

F/P'S TAKEN BY: GOULD, Robert

DATE: 02/04/2011

NCIC CLASS. BY:

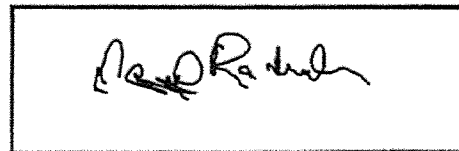
DATE/TIME:

ARRESTEE SIGNATURE:



Rolled Right Thumb

NCIC CLASS:



## Arrest Charges:

Att. Incident #: Warrant #: Summons #:

PL 195.05 OBSTRUCT GOVERNMENTL ADMIN-2ND	N	11-0350993
PHL 3345 CONTR SUBS IN NON ORIG CONTNR V	N	11-0350993
PL 205.20 CONTRABAND TO PRISONERS-2ND 4M	N	11-0350993
PL 220.03 CRIM POSS CONTRL SUBST-7TH AM	N	11-0350993

00001291

Form 330 ADM (CC) (4/01)

State of New York  
COMMISSION OF CORRECTION  
Office of Mental Health**SUICIDE PREVENTION SCREENING GUIDELINES**

DETAINEE'S NAME <i>Kishada, Danel</i>	SEX <i>M</i>	DATE OF BIRTH <i>1/13/73</i>	MOST SERIOUS CHARGE (S) <i>195.05</i>	DATE <i>2/4/11</i>	TIME <i>7:35</i>
NAME OF FACILITY <b>ERIE COUNTY HOLDING CENTER</b>		NAME OF SCREENING OFFICER <i>Queen Ainsworth</i>		DETAINEE SHOWED SERIOUS PSYCHIATRIC PROBLEMS DURING PRIOR INCARCERATION? YES <input type="checkbox"/> NO <input checked="" type="checkbox"/>	

Check appropriate column for each question

	COLUMN A YES	COLUMN B NO	GENERAL COMMENTS / OBSERVATIONS ALL "YES" ANSWERS REQUIRE NOTE TO DOCUMENT
<b>OBSERVATIONS OF ARRESTING / TRANSPORTING OFFICER</b> 1. Arresting or transporting officer believes detainee may be a suicide risk. If YES, notify supervisor.		<i>X</i>	
<b>PERSONAL DATA</b> 2. Detainee lacks support of family or friends in the community.	NO FAMILY FRIENDS	<i>X</i>	
3. Detainee has experienced a significant loss within the last 6 months (e.g. loss of job, loss of relationship, death of close family member)		<i>X</i>	
4. Detainee is very worried about major problems other than legal situation (e.g. serious financial or family problems, a medical condition or fear of losing job)		<i>X</i>	
5. Detainee's family member or significant other (spouse, parent close friend, lover) has attempted or committed suicide.		<i>X</i>	
6. Detainee has history of drug or alcohol abuse. (Note drug and when last used.)		<i>X</i>	
7. Detainee has history of counseling or mental health evaluation / treatment (Note current psychotropic medications and name of most recent treatment agency.)		<i>X</i>	
8. Detainee expresses extreme embarrassment, shame or feelings of humiliation as a result of charge/incarceration (consider detainee's position in community and shocking nature of crime.) If YES, notify supervisor.		<i>X</i>	
9. Detainee is thinking about killing himself. If YES, notify supervisor.		<i>X</i>	
10a. Detainee has previous suicide attempt (Explore method and check for scars).		<i>X</i>	
b. Attempt occurred within the last month. If YES, notify supervisor.		<i>X</i>	
11. Detainee is expressing feelings of hopelessness (nothing to look forward to). If YES, notify supervisor.		<i>X</i>	
12. This is detainee's first incarceration in lockup / jail.	<i>X</i>		<i>1st time in jail</i>
<b>BEHAVIOR / APPEARANCE</b> 13. Detainee shows signs of depression (e.g. crying, emotional flatness).		<i>X</i>	
14. Detainee appears overly anxious, panicked, afraid or angry.		<i>X</i>	
15. Detainee is acting and / or talking in a strange manner. (e.g. cannot focus attention; hearing or seeing things which are not there).		<i>X</i>	
16a. Detainee is apparently under the influence of alcohol or drugs.		<i>X</i>	
b. If YES, is detainee incoherent, or showing signs of withdrawal or mental illness? If YES to both a & b, notify supervisor.		<i>X</i>	

TOTAL Column A 1

Deputy's Comments / Impressions

**ACTION**

If total checks in Column A are eight or more, or any shaded box is checked, or you feel it is necessary, notify supervisor and institute constant watch.

Supervisor Notified: YES ☐ NO ☒ Constant Supervision Instituted: YES ☐ NO ☒Detainee referred to Medical / Mental Health: YES ☐ NO ☒

If YES:

**EMERGENCY****NON-EMERGENCY**Medical ☐Medical ☐Mental Health ☐Mental Health ☒Signature and Badge Number of Screening Deputy  
*Queen Ainsworth*

Medical / Mental Health Personnel Actions: (To be completed by Medical / MH Staff)

00001495



**CITY OF BUFFALO POLICE DEPARTMENT**  
**CENTRAL BOOKING BUREAU**  
**CASE HISTORY**

DEFENDANT: DANIEL RASHADA  
AFN # 11 - 01333 - 18

THE OFFICER IN CHARGE OF A CASE IS THE OFFICER WITH THE MOST KNOWLEDGE OF THE EVENTS LEADING TO THE ARREST. THIS OFFICER WILL ALSO BE THE ONE TO SUBMIT ALL ITMES OF AN EVIDENTARY NATURE TO THE CPS LAB OR PROPERTY ROOM. THE OFFICER IN CHARGE MUST GIVE A CONCISE AND SUFFICIENTLY DETAILED ACCOUNT OF THE CASE WITH SPECIFICS PERTAINING TO ALL OFFICERS INVLOVED. THIS ACCOUNT WILL ACCOMPANY ALL PAPERWORK FORWARDED TO BUFFALO CITY COURT.

THE FOLLOWING SUMMARY REPERESENTS THIS CASE FILE TO THE BEST OF MY KNOWLEDGE:

NAME OF ARRESTING OFFICER: P.O. CORY KRUG  
FUNCTIONS PERFORMED: INVESTIGATED AND PLACED THE DEFENDANT UNDER ARREST AND DID RECOVER EVIDENCE

NAME OF ASSISTING OFFICER: P.O. WILLIAM RESABEK  
FUNCTIONS PERFORMED: ASSISTED WITH INVESTIGATION AND ARREST, AND DID SUBMIT ALL EVIDENCE

NAME OF ASSISTING OFFICER P.O. ANN DEVANEY - C - DIST  
FUNCTIONS PERFORMED ASSISTED WITH INVESTIGATION AND ARREST

OFFICER PRINTED NAME: P.O. CORY KRUG

OFFICER SIGNATURE: 

DATE: 2/9/14

City Of Buffalo – Department Of Police  
Central Booking Bureau

Docket No. \_\_\_\_\_  
CD No. 11-03509 93  
AFN 11-01333-18

**NOTICE TO DEFENDANT OF INTENTION TO OFFER EVIDENCE AT TRIAL (CPL 710.30 AND 700.70)**

PEOPLE OF THE STATE OF NEW YORK  
-VS-

DEFENDANT: DANIEL RASHADA

DOB: 1/13/1973

Date of Arrest: 2/04/2011

Officer in charge of case: P.O. CORY KRUG

Assignment: HOUSING

**THE PEOPLE INTEND TO OFFER AT TRIAL:**

I. **STATEMENTS BY DEFENDANT:** EVIDENCE OF A STATEMENT MADE BY THE DEFENDANT TO A PUBLIC SERVANT ENGAGED IN LAW ENFORCEMENT ACTIVITY OR TO A PERSON THEN ACTING UNDER HIS DIRECTION OR IN COOPERATION WITH HIM.

- ☐ 1. Written statement (attach copy)
- ☐ 2. What was said by the defendant at the time of arrest? (specify: date, place, content and to whom)
- ☒ 3. No statements were made **Arresting Officers Initials** \_\_\_\_\_

**IDENTIFICATION OF DEFENDANT:** TESTIMONY IDENTIFYING THE DEFENDANT AS A PERSON WHO COMMITTED THE OFFENSE CHARGED BY WITNESSES WHO HAVE IDENTIFIED HIM AS SUCH PRIOR TO ARREST / TRIAL. SPECIFICALLY:

WHO MADE IDENTIFICATION OF DEFENDANT? (SPECIFY NAME) P.O. CORY KRUG

Date 02 / 04 / 2011

Place SCENE

- ☒ Showup Identification
- ☐ Photograph Identification
- ☐ Line-up
- ☐ Observation of defendant upon some other occasion relevant to case
- ☐ Other (specify) \_\_\_\_\_

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**City Of Buffalo – Department Of Police**  
**Central Booking Bureau**  
**Defendant Information**

Docket No. \_\_\_\_\_  
 CD No. 1103509 93  
 AFN 11-01333-18

P-32

DEFENDANT: DANIEL RASHADA | DOB: Redacted 1973 | Date Of Arrest: 2/04/2011

## Co-DEFENDANTS:

1.	DOB:
2.	DOB:
3.	DOB:

1. Officer in charge of case: P.O. CORY KRUG		Assignment: HOUSING		
Victim(s) / Witness (es)	Date / Chg'd	Purpose	Notice	Date / Initial
2. Name				
Address				
Phone				
3. Name				
Address				
Phone				
4. Name				
Address				
Phone				
5. Name				
Address				
Phone				

**Erie County District Attorney – Buffalo City Court Disposition Form**

Arraign Date:	Defense Attorney	Type	Bail Status	Judge	ADA
Disp. Date:					
Charges	PL 20	Disposition	Disp. Code	Sentenced to:	
1. 220.03-2CTS					
2. 205.20					
3. 195.05					
4. PHL3345-2CTS					
5.					
6.					

710.30 ( )      Lab ( )      Local/NYSISS ( )      MV-104 ( )  
 Supporting Dep. ( )      Medicals ( )      DMV ( )      Readiness ( )  
 Forensic Req. ( )      Breath Documents ( )      Albany ( )      Domestic Violence ( )

00001300

P-163 (Rev. 3/08)  
ORI # 1501BUFFALO POLICE DEPARTMENT  
ARREST DATA FORM

DISTRICT OF ARREST: \_\_\_\_\_

PROPERTY: YES ☒ NO ☐

MONEY \$ \_\_\_\_\_

DATE 2/4/11 INCIDENT NUMBER 11-035-0993 RICI# \_\_\_\_\_ AFN 11-01333-18DEFENDANT'S NAME Rashada (LAST) Daniel (FIRST) A (M)DATE OF BIRTH Redacted / 73 AGE 37ARRESTING OFFICER C. Kung ASSISTING OFFICER W. AcabalaDIST. 6 ASSIGNMENT 17440 ARREST DATE 2/4/11 ARREST TIME 2300ADDRESS OF ARREST 68 BissellCHARGES PL 195.05, PL 220.05, AHL 3345, PL 205.20

NARRATIVE Det was stopped on Bissell ~~with~~ matching <sup>Path in Down</sup> Discard at suspect that just ran from police w/ poss. weapon. Det did agree w/ det & tried to push out veh & run. Det did slip & fall on ice & was cut by off. found in poss of 1 unknown Blue capsule in RT pants pocket

DEFENDANT'S STREET NAME/ALIASES Redacted @ EHLDEFENDANT'S ADDRESS RedactedCITY Dtlo STATE NY ZIP CODE 14211 US CITIZEN ☒ YES ☐ NOSOCIAL SECURITY NUMBER Redacted - 3785 MARITAL STATUS - OCCUPATION -DEFENDANT'S SEX M HEIGHT 6'1" WEIGHT 200 BUILD med EYE COLOR BRHAIR COLOR BLK SKIN TONE Dark RACE BLK ETHNICITY BLKSCARS, MARKS RedactedWARRANTS ☐ YES ☒ NO (IF YES, ATTACH COPY) DEPUTY INITIALS \_\_\_\_\_ SATISFACTORY ID ☐ YES ☐ NOCOMPLAINANT'S NAME Sony RELATIONSHIP \_\_\_\_\_COMPLAINANT'S ADDRESS 312 PerryCITY Dtlo STATE NY ZIP CODE 14210 PHONE NUMBER Redacted 6845HAS A CHEMICAL AGENT BEEN USED UPON PRISONER? ☐ YES ☒ NO

IF YES, NAME OF THE OFFICER ADMINISTERING THE CHEMICAL AGENT \_\_\_\_\_

VEHICLE TO BE IMPOUNDED? ☐ YES ☒ NO PLATE # \_\_\_\_\_ LOCATION \_\_\_\_\_

TO BE ASKED BY THE PROCESSING DEPUTY (TO BE ASKED IN PRESENCE OF ARRESTING OFFICERS)

1. Are you injured? ☒ YES ☒ NO LEFT CHEEK / RT CHEEK.  
If yes, describe injury, any bandages, stitches etc. \_\_\_\_\_

If yes, when were you injured? (date and time) \_\_\_\_\_

2. Have you received medical attention since your arrest? ☐ YES ☒ NO  
(If yes, Arresting Officers are responsible for completing P-1261)PROCESSING DEPUTY JA 1133. BADGE # \_\_\_\_\_

(ARRESTING OFFICER IS RESPONSIBLE FOR: P-31, P-77C, AND DCPS-L-1)

00001301

1517

**City Court of Buffalo – Department of Police  
Central Booking Bureau**

MISDEMEANOR/VIOLATION INFORMATION

State of New York, County of Erie, City Court of Buffalo

**GOVERNMENT  
EXHIBIT**

**36**

**THE PEOPLE OF THE STATE OF NEW YORK**

<b>DEFENDANT(S)</b>	<b>DOB</b>	<b>CASE NO.</b>
<u>VS DANIEL RASHADA</u>	<u>Redacted 1973</u>	<u>11-01333-18</u>
<u>VS _____</u>	<u>_____</u>	<u>_____</u>
<u>VS _____</u>	<u>_____</u>	<u>_____</u>
<u>VS _____</u>	<u>_____</u>	<u>_____</u>

I, P.O. CORY KRUG accuse the above named defendant(s) in this action, that on or about FEB 4, 2011 AT APROX 2300 HRS in the City of Buffalo, did intentionally, knowingly and unlawfully commit the misdemeanor/violation of CRIMINAL POSSESSION OF A CONTROLLED SUB IN 7<sup>TH</sup> DEGREE/ PROMOTING PRISON CONTRABAND IN 2<sup>ND</sup> DEGREE / OBSTRUCT GOVERN ADMIN IN 2<sup>ND</sup> DEGREE / POSSESSION OF CONTROLLED SUB OUT OF ORIG CONTAINER Contrary to the provision of 220.03/205.20-1/195.05/PHL 3345 of the ☒ Penal Law ☐ Vehicle and Traffic Law ☐ \_\_\_\_\_ Law of the State of New York ☐ Ordinances of the City of Buffalo.

The facts upon which this accusation is based are ☒ of my own knowledge ☐ on information and belief.

220.03 - CRIMINAL POSSESSION OF A CONTROLLED SUB IN 7<sup>TH</sup> DEGREE 2 CTS  
IN THAT THE DEFENDANT, WHILE AT 58 BISSELL, DID KNOWINGLY AND UNLAWFULLY POSSESS A CONTROLLED SUBSTANCE, TO WIT; BLUE UNMARKED CAPSUL, IN THAT THE DEFENDANT DID HAVE IN HIS POSSESSION AND UNDER HIS CONTROL A BLUE UNMARKED CAPSULE WHICH WAS RECOVERED IN THE DEFENDANTS RIGHT PANTS POCKET BY P.O. CORY KRUG, IN THAT THE DEFENDANT DID WHILE POLICE OFFICERS WERE ASSISTING POLICE OFFICERS ON A FOOT CHASE, DEFENDANT WAS STOPPED ON BISSELL MATCHING DESCRIPTION OF POSSIBLE SUSPECT, DEFENDANT DID REFUSE TO GIVE NAME AND DID REFUSE PAT DOWN FOR OFFICER SAFETY, UPON FURTHER INVESTIGATION DEFENDANT WAS FOUND TO BE IN POSSESSION OF 1 BLUE UNMARKED CAPSULE RECOVERED IN RIGHT PANTS POCKET BY P.O. CORY KRUG, SAID EVIDENCE SUBMITTED BY P.O. W. RESABEK.

205.20-1 - PROMOTING PRISON CONTRABAND IN THE SECOND DEGREE  
IN THAT THE DEFENDANT, WHILE AT 40 DELAWARE AVENUE, DID KNOWINGLY AND UNLAWFULLY INTRODUCE CONTRABAND, TO WIT; BLUE UNMARKED CAPSULE, INTO A DETENTION FACILITY, KNOWN AS THE ERIE COUNTY HOLDING CENTER, IN THAT THE DEFENDANT DID BRING INTO THE ERIE COUNTY HOLDING CENTER, 1 BLUE UNMARKED CAPSULE, WHICH WAS RECOVERED IN THE DEFENDANTS JACKET POCKET BY DEPUTY, WHILE BEING SEARCHED IN THE ERIE COUNTY HOLDING CENTER. P.O. WILLIAM REZABEK DID SUBMIT ALL EVIDENCE.

195.05 - OBSTRUCTING GOVERNMENTAL ADMINISTRATION IN THE SECOND DEGREE  
IN THAT THE DEFENDANT, WHILE AT 68 BISSELL, DID INTENTIONALLY ATTEMPT TO PREVENT A PUBLIC SERVANT FROM PERFORMING AN OFFICIAL FUNCTION BY MEANS OF INTERFERENCE, IN THAT THE DEFENDANT DID DEFENDANT DID REFUSE TO GIVE NAME AND DID REFUSE PAT DOWN FOR OFFICER SAFETY, DEFENDANT DID PUSH OFF POLICE VEHICLE AND DID PUSH INTO P.O. CORY KRUG AND DID ATTEMPT TO FLEE SCENE AND DID SLIP AND FALL, DEFENDANT WAS THEN ABLE TO BE APPREHENDED BY POLICE OFFICERS.

Page 1 of 2  
00001293

3345 - POSSESSION OF A CONTROLLED SUBSTANCE OUT OF IT'S ORIGINAL CONTAINER - 2CTS IN THAT THE DEFENDANT, DID POSSESS A CONTROLLED SUBSTANCE, TO WIT; 2 BLUE UNMARKED CAPSULE, WHICH WAS OUTSIDE OF IT'S ORIGINAL CONTAINER IN WHICH IT WAS DISPENSED, SAID POSSESSION NOT BEING FOR THE PURPOSE OF CURRENT USE BY THE PERSON FOR WHOM SAID SUBSTANCE WAS PRESCRIBED OR DISPENSED, IN THAT THE DEFENDANT DID POSSESS A BLUE UNMARKED CAPSULE WHICH WAS RECOVERED IN DEFENDANT'S RIGHT PANTS POCKET AND 1 UNMARKED BLUE CAPSULE RECOVERED IN DEFENDANT'S JACKET POCKET BY DEPUTIES AT ERIE COUNTY HOLDING CENTER, ALL EVIDENCE SUBMITTED BY P.O. W. REZABEK.

PLEASE TAKE NOTICE TO CPL 710.30 OF THE PEOPLE'S INTENT TO OFFER AT TRIAL EVIDENCE OF DEFENDANT'S STATEMENT TO A PUBLIC SERVANT AS REFERENCED ABOVE.

Please take notice, pursuant to CPL 710.30, of the People's intent to offer at trial, evidence of defendant's statements to a public servant as referenced above.

Relationship: NONE

NOTICE: False statements made herein are punishable as a Class A Misdemeanor pursuant to Section 210.45 of the New York State Penal Law.

  
Complainant's Signature

P.O./HOUSING  
Rank/Assignment

2/04/2011  
Date

Supporting Deposition(s) Attached? Yes [ ] No [X]